



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, मंगलवार, 10 जुलाई, 1984/19 आषाढ़, 1906

हिमाचल प्रदेश सरकार

विधि विभाग

अधिसूचना

शिमला-2, 10 जुलाई, 1984

संख्या एल०एल०आर०डी(6)14/84.—हिमाचल प्रदेश म्युनिसिपल कॉर्पोरेशन (अमेण्डमेंट एण्ड वेलीडेशन) आर्डिनेन्स, 1984 (1984 का अध्यादेश संख्यांक 3) जैसा राज्यपाल महोदय, हिमाचल प्रदेश द्वारा भारत के संविधान के अनुच्छेद 213 के खण्ड (1) के अन्तर्गत दिनांक 10 जुलाई, 1984 को प्रख्यापित किया गया, को एतद्वारा सर्व-साधारण की जानकारी के लिए राजपत्र, हिमाचल प्रदेश में प्रकाशित किया जाता है।

वेद प्रकाश भटनागर,
सचिव (विधि)।

Ordinance No. 3 of 1984.

**THE HIMACHAL PRADESH MUNICIPAL CORPORATION
(AMENDMENT AND VALIDATION) ORDINANCE, 1984**

*Promulgated by the Governor of Himachal Pradesh in the Thirty-fifth Year
of the Republic of India.*

An Ordinance further to amend the Himachal Pradesh Municipal Corporation Act, 1979 (Act No. 9 of 1980) and to validate certain actions taken thereunder.

Whereas the Legislative Assembly of Himachal Pradesh is not in session and Governor of Himachal Pradesh is satisfied that the circumstances exist which render it necessary for him to take immediate action;

Now, therefore, in exercise of the powers conferred by clause (1) of Article 213 of the Constitution of India, the Governor of Himachal Pradesh is pleased to make and promulgate the following Ordinance:—

Short title.

1. This Ordinance may be called the Himachal Pradesh Municipal Corporation (Amendment and Validation) Ordinance, 1984.

Amendment
of Section 3.

2. As from the commencement of the Himachal Pradesh Municipal Corporation Act, 1979 (hereinafter called the principal Act) in Section 3 of the said Act:—

9 of 1980.

(a) for sub-section (1), the following sub-section (1) shall be substituted, namely:—

“(1) For the purposes of this Act the area comprised within the limits of the Shimla Municipal Corporation constituted under section 5 of the Capital of Himachal Pradesh (Development and Regulation) Act, 1968, shall be the city of Shimla.”; and

(b) the word “other” appearing in between the words “any” and “municipality” occurring in sub-section (2) shall be omitted.

Amendment
of Section
46.

3. As from the commencement of the principal Act, the words “having a minimum service as such of ten years” occurring in sub-section (1) of section 46 of the said Act shall be omitted.

Amendment
of Section
70-A.

4. As from the commencement of the Himachal Pradesh Municipal Corporation (Amendment) Act, 1984 for the words “such date of taking over” occurring for the second time in sub-section (5) of Section 70-A of the principal Act, the words “the date of notice” shall be substituted.

12 of 1984

Amendment
of Third
Schedule.

5. As from the commencement of the Himachal Pradesh Municipal Corporation (Amendment) Act, 1984 for item 1 of the Third Schedule of the principal Act, the following item 1 shall be substituted, namely:—

12 of 1984

“1. Executive Engineer/Municipal Engineer”.

Validation.

6. Notwithstanding anything contained in—

(a) the Himachal Pradesh Municipal Corporation Act, 1979 and the rules, regulations and bye-laws made thereunder;

- (b) any judgment, decree or order of any Court, or
(c) any other law for the time being in force;

First—the constitution of the Municipal Corporation of Shimla as a result of the issuance of notification No. 2-8/71-LSG, dated 10th November, 1980;

Secondly—the appointments of officers as Commissioners of the Municipal Corporation of Shimla made after the commencement of the principal Act;

Thirdly—the taking over of the employees of Municipal Corporation specified in the Third Schedule of the principal Act;

shall be and shall be deemed always to have been valid and effective as if the provisions of sections 3, 46 and 70-A and the Third Schedule of the principal Act, as amended by this Ordinance, were in force at all material times.

HOKISHE SEMA,
Governor.

Shimla :
The 10th July, 1984.

V. P. BHATNAGAR,
Secretary (Law).

